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8 Attorneys for Plaintiff

10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13  
14 UNITED STATES OF AMERICA, ) CR No. 08-0025 WHA  
15 Plaintiff, ) STIPULATION AND [PROPOSED] ORDER  
16 v. ) EXCLUDING TIME UNDER 18 U.S.C. § 3161  
17 REMSEN BENEDICT, )  
18 Defendant. )  
19 \_\_\_\_\_)

20 On March 18, 2008, the parties in this case appeared before the Court and stipulated that  
21 time should be excluded from the Speedy Trial Act calculations from March 18, 2008 through  
22 April 15, 2008. The parties represented that granting the continuance was necessary for  
23 effective preparation of counsel, taking into account the exercise of due diligence, to afford

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1 defense counsel time to prepare motions he intends to file. See 18 U.S.C. § 3161(h)(8)(B)(iv).

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3 SO STIPULATED:

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5 JOSEPH P. RUSSONIELLO  
6 United States Attorney

7 DATED: March 19, 2008

8 \_\_\_\_\_  
9 /s/ Denise Barton  
10 DENISE MARIE BARTON  
11 Assistant United States Attorney

12 DATED: March 19, 2008

13 \_\_\_\_\_  
14 /s/  
15 GEORGE C. BOISSEAU  
16 GEOFFREY DUNHAM  
17 Attorney for REMSEN BENEDICT

18 As the Court found on March 18, 2008, and for the reasons stated above, the Court finds that  
19 the ends of justice served by the continuance outweigh the best interests of the public and the  
20 defendant in a speedy trial and that time should be excluded from the Speedy Trial Act  
calculations from March 18, 2008 through April 15, 2008 for effective preparation of counsel.  
See 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested continuance would deny  
counsel reasonable time necessary for effective preparation, taking into account the exercise of  
due diligence, and would result in a miscarriage of justice. See 18 U.S.C. §3161(h)(8)(B)(iv).

21  
22 SO ORDERED.

23  
24 DATED: \_\_\_\_\_

25 \_\_\_\_\_  
26 HON. WILLIAM H. ALSUP  
27 United States District Court Judge